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Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

GIL CROSTHWAITE, et al. as Trustees of the
OPERATING ENGINEERS HEALTH AND
WELFARE TRUST FUND FOR NORTHERN
CALIFORNIA, et al.,

Plaintiffs,

v.

DUN ENGINEERING SERVICES, INC., and
MARK THOMAS JONES,

Defendants.

Case No.: C07-4995 CRB

**REQUEST TO CONTINUE CASE
MANAGEMENT CONFERENCE**

Date: February 1, 2008

Time: 8:30 a.m.

Judge: Honorable Charles Breyer

Plaintiffs hereby request continuance of the Case Management Conference currently set for
February 1, 2008 at 8:30 a.m. before the Honorable Charles R. Breyer:

1. Defendants have retained counsel, but have not filed a response to the Complaint as
of today's date. Plaintiffs have provided their counsel with extensions of time to respond so that
they could schedule their audit (as requested in the Complaint) with the Trust Funds' auditors,
review the findings of that audit, and to resolve any reporting or payment discrepancies found in
the audit.

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**REQUEST TO CONTINUE CASE MANAGEMENT CONFERENCE
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3. Plaintiffs therefore request that the Case Management Conference be continued for approximately 60 days to allow the negotiations to be finalized, and for the matter to be resolved between the parties.

SALTZMAN AND JOHNSON
LAW CORPORATION

By: /s/
Muriel B. Kaplan
Attorneys for Plaintiffs

IT IS SO ORDERED.

The currently set Case Management Conference is hereby continued to _____ at _____, and all previously set deadlines and dates related to this case are vacated, to be reset at that Conference.

Date: _____ United States District Court Judge

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PROOF OF SERVICE

I, the undersigned, declare:

I am a citizen of the United States and am employed in the County of San Francisco, State of California. I am over the age of eighteen and not a party to this action. My business address is 120 Howard Street, Suite 520, San Francisco, California 94105.

On January 25, 2008, I served the following document(s):

REQUEST TO CONTINUE CASE MANAGEMENT CONFERENCE

on the interested parties in said action by placing a true and exact copy of each document in a sealed envelope with postage thereon fully prepaid, in a United States Post Office box in San Francisco, California, addressed as follows:

**William Hancock, Esq.
575 E. Locust Ave., Suite 203
Fresno, CA 93720**

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on this 25th day of January, 2008, at San Francisco, California.

_____/s/_____
Andrea Gonzalez

**REQUEST TO CONTINUE CASE MANAGEMENT CONFERENCE
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